

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *JK* D.C.

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KIMBERLY WALTON,

Plaintiff,

vs.

QUENTON WHITE, et al.,

Defendants.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

No. 04-2621MaV

ORDER DENYING MOTION TO AMEND SCHEDULING ORDER

Before the court is the motion of the defendants, Quenton White, Reuben Hodge, and Charles Banks filed August 17, 2005, to extend the deadline for taking depositions from August 16, 2005, to September 16, 2004. The motion was referred to the United States Magistrate Judge for determination.

With the motion, the defendants failed to file a certificate of consultation with counsel for the opposing party as required by Local Rule 11(a)(1)(B). A motion must be accompanied by a certification that the movant has in good faith conferred or attempted to confer with the other affected parties in an effort to resolve the dispute without court action. Local Rule 11(a)(1)(B) provides that failure to file the certificate "may be deemed good grounds for denying the motion." In addition, the defendants have failed to file a proposed order.

Therefore, the defendant's motion to extend the deposition deadline is denied, without prejudice, for failure to file a certificate of consultation as required under Local Rule 11(a)(1)(B), and failure to file a proposed order.

IT IS SO ORDERED this 19th day of August, 2005.

Diane K. Vesco
DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 25 in case 2:04-CV-02621 was distributed by fax, mail, or direct printing on August 25, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT